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**FACSIMILE SUBMISSION UNDER 37 CFR 1.8**

TO:	FROM:
Mail Stop Issue Fee Examiner Michael William Kahelin	Jason D. Kelly
COMPANY:	DATE:
U.S. Patent & Trademark Office	FEBRUARY 11, 2008
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RE:	YOUR REFERENCE NUMBER:
Interview Summary	10/696,725

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Jeffrey M. Sieracki; Richard B. North	Confirmation No.	6322
Serial No.:	10/696,725		
Filed:	October 29, 2003	Customer No.:	28863
Examiner:	Michael William Kahelin		
Group Art Unit:	3762		
Docket No.:	1023-227US01		
Title:	<u>FAILSAFE PROGRAMMING OF IMPLANTABLE MEDICAL DEVICES</u>		

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on February 11, 2008.

By: Shirley A. Betlach  
Name: Shirley A. Betlach

## INTERVIEW SUMMARY AND RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

On December 31, 2007, Examiner Kahelin initiated a telephonic interview with the undersigned. The Examiner indicated that claims 1, 2, 5-8, 10-23, 33, 35-41, 54 and 56-58 were allowed, but that restriction was required between the allowed claims (Group I) and claims 59 and 60 (Group II). The undersigned provisionally elected Group I (the allowed claims) without traverse. Applicant hereby affirms the election of Group I (claims 1, 2, 5-8, 10-23, 33, 35-41, 54 and 56-58) without traverse.

During the interview, the Examiner also requested authorization to cancel claims 59 and 60 of non-elected Group II. The undersigned authorized an Examiner's Amendment canceling claims 59 and 60 without prejudice.